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1 [On Record]

2 MR. THOMAS: Okay, our first item of record is
3 an introduction of people in attendance at the hearing
4 beginning with our coordinator emeritus.

5 MR. CLARK: My name is Fred Clark. I'm the
6 regional advisory council coordinator for Southeast Regional
7 Advisory Council.

8 MR. THOMAS: I'm Bill Thomas. I'm the
9 chairman for the Southeast Regional Advisory Council.

10 MS. PHILLIPS: Patricia Phillips.

11 MR. THOMAS: And I'm from Ketchikan.

12 MS. PHILLIPS: Pelican.

13 MS. RUDOLPH: Mary Rudolph from Hoonah.

14 MS. WILSON: Marilyn Wilson from Haines.

15 MR. VALE: John Vale from Yakutat.

16 MR. FELLER: John Feller, Wrangell.

17 MR. GEORGE: Gabriel George from Angoon.

18 MS. LACORNU: Vicki LaCornu from Hydaburg.

19 MS. GARZA: Dolly Garza of Sitka.

20 MR. SKAN: Dewey Skan from Klawock.

21 MR. THOMAS: Okay, that -- that's a list of
22 our council membership. John.

23 MR. VALE: Mr. Chairman, thank you. I have a
24 question for Beth, and I've been kind of waiting for us to go

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1 on the record because I'd kind of like to see this one
2 answered on the record. And my question is much the same that
3 Gabe just asked actually. At least I thought we were asking
4 the same question. And that is that approximately a year and
5 a half ago, maybe longer, we asked representatives of the
6 planning team to develop a subsistence land use designation to
7 utilize in the -- during the planning process here. You know,
8 it seemed to us that if subsistence is to have a priority as
9 ANILCA states and as the standard and guidelines reflect in
10 here, and as we have LUDs for timber and mining and
11 recreation, why should we not have a subsistence LUD? It
12 seemed to me to be the most effective tool in order to protect
13 subsistence uses across the forest. And I don't see a
14 subsistence LUD as prohibiting these other types of uses, just
15 guaranteeing that they're -- their values there are reflected
16 in the planning process, and I think they would be invaluable
17 and in an 810 process in order to reflect in that process that
18 the least adverse impact or the least amount of land necessary
19 for withdrawal, that that action is being taken. And so my
20 question is why did the planning team tell us, no, we can't do
21 that?

22 MS. HOLFREY: And I don't have a good response
23 to that. It's not part of the planning process at the time.
24 In fact, this is the first I've heard of a separate
25 designation for subsistence use. I think it's a valid
26 comment; it's certainly a valid recommendation. I don't know

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1 if anyone else who's here has input on that specific request.

2 MR. THOMAS: Ken.

3 MR. THOMPSON: I can vouch for the fact that a
4 formal request was made it was -- I believe it was [indisc.] I
5 don't know if it was called a LUD. It was I believe called a
6 subsistence overlapping or ...

7 MS. HOLFREY: I remember it being discussed.
8 As far as asking -- hearing that you were asking for a
9 subsistence LUD, and I don't know why the decision was made
10 not to.

11 MR. THOMAS: A decision was made not to?

12 MS. HOLFREY: Yeah. It didn't come out in
13 advance of that [indisc.].

14 UNIDENTIFIED SPEAKER: I think informally the
15 reason it was not excluded that there were a number of
16 requests for a variety of things to be considered in the
17 planning process. And because of the sheer volume that would
18 be required, for instance, in the GIS part of the process to
19 include all of these proposals, there was a command decision
20 made that all of those would not be included, one of which was
21 this one. And I don't know any more of the background.

22 MR. THOMAS: Well, it mentions us by name, and
23 in this process. And I would think that more credence would
24 be considered just by virtue of that. So I'm not sure why
25 that isn't.

26 MR. VALE: I'd like to follow that up with a

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1 comment, and I guess I don't find your explanation acceptable.
2 No disrespect to you, you know, I blame myself a little bit,
3 and perhaps the council in that we didn't pursue our
4 recommendation more aggressively a year and a half or so ago
5 when we made it, and we were told, no, we can't do that. I
6 think we probably should have pursued it further at that time,
7 and we did not. But after having sat through this meeting
8 that we have here today and listened to the Subsistence
9 Division talk about the mapping that they're putting together
10 on the areas around communities that are most heavily used,
11 you know, we saw the map about Angoon that showed their use
12 area, and after listening to the information we got on --
13 regarding fisheries and that you requested from the department
14 information on what fisheries were utilized most extensively
15 by communities and that sort of thing. It just seems quite
16 apparent to me that a subsistence LUD would have been a very
17 effective tool to resolve, you know, the concerns that people
18 have about subsistence across the forest here. And I just
19 feel really bad that we couldn't have pursued that tack,
20 because I think it would have been a -- it would have been
21 good for everybody. So ...

22 MR. THOMAS: Dolly.

23 MS. GARZA: You're starting to fit your
24 nameplate there. We'll have to call you Colonel.

25 UNIDENTIFIED SPEAKER: General. General.
26 General.

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1 MS. GARZA: General. I guess, you know, we
2 certainly can include that in our comments now and I think
3 that any document that comes forward from this body at this
4 time, in terms of something that goes forward to the [indisc.]
5 probably has more impact than a letter that we might have sent
6 two years ago or that was sent to you -- ...

7 UNIDENTIFIED SPEAKER: Right.

8 MS. GARZA: ... it was before I was here, so
9 I'm not sure when, but I guess all we can do is just keep
10 harping that it needs to be done.

11 MR. THOMAS: The one thing we don't want to do
12 -- [indisc.--simult. speech]. The one thing we don't want to
13 do is feel defeated going into this. We need to -- we need to
14 include that to keep from feeling defeated. Vicki.

15 MS. LACORNU: I feel defeated because I feel
16 all these multiple use and sustained yield act and other uses
17 that take priority over subsistence, so ...

18 MR. THOMAS: We're going to have to try and
19 change that.

20 MS. LACORNU: I mean, you know, where's the
21 priority going to come from? Who's going to -- has it been
22 addressed -- analysis that I don't think considers our
23 anticipated needs, and they go species by species, and they're
24 not -- they're not a good management scheme for subsistence
25 because like, I think I heard comments, communities are --
26 whole communities are involved in whole resources, not just

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1 deer and not just fish or -- it's everything. So when we go
2 out and look for -- say, while you can still get deer
3 [indisc.], well, I can't get cedar bark obviously after that.
4 So it's kind of a flawed management scheme.

5 MR. THOMAS: I'm hoping that all these
6 comments are leading up to something that we can put in a
7 written form before we go home today. Patty.

8 MS. PHILLIPS: I think we could still
9 establish a subsistence LUD by endorsing option 1 riparian
10 habitat on FHIP 1 and 2, by endorsing beach fringe from 0 to
11 1,000 feet, by endorsing estuary 0 to 1,000 feet, by endorsing
12 deer habitat standard and guidelines, and those would be in
13 support of subsistence LUDs, but we also need to address --
14 show that watersheds were not adequately addressed.

15 MR. THOMAS: John.

16 MR. VALE: To follow up on that a little bit
17 on Dolly's statement and on the one you opened up, Mr.
18 Chairman. I guess we're at a point now of deciding what we
19 need -- comments we need to reflect on the record here, and I
20 guess I can see us taking two tacks. One, we can comment on
21 specific standards and guidelines that we'd like to see
22 reflected in whatever alternative is selected. That's one
23 tack, and the other is we could also pick out one of these
24 alternatives to get behind. And I'm not leaning one way or
25 the other on that, but just to help move us along, I'm -- I
26 guess I would suggest that we try to identify an alternative

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1 here that we feel, maybe, best reflects what we want here.
2 And I guess to follow down that line, I'm not satisfied with
3 the preferred alternative, and I'm also not satisfied with
4 alternative 1. And alternative 1 really doesn't have any
5 chance of, you know, getting anywhere, and in my mind the
6 preferred alternative doesn't go far enough to do the things
7 that we want. So, I mean, I've -- I'm looking at some of
8 these other alternatives. I like 3, 4, and 5. Out of all the
9 alternatives, I like those, and I guess I would suggest
10 perhaps that alternative 3 is one for us to get behind, and in
11 addition to that, we could make comments about specific
12 standards and guidelines. For example, the deer standard and
13 guidelines should apply, and while standard -- while
14 alternative 3 on the fish standard and guidelines includes
15 option 1, I think at a minimum, option 2 ought to be in place
16 for the other 80 percent of the streams that are not being
17 addressed. So in an effort to get us going down a path one
18 direction or another, that's my comments for now.

19 MR. THOMAS: Any objections?

20 UNIDENTIFIED SPEAKER: So is that a motion?

21 MR. THOMAS: Without objection, we'll get
22 behind option 3.

23 MR. VALE: We could put it in a motion, but I
24 thought maybe the other council members would like to kind of
25 express some thoughts before we got there on a motion.

26 MR. THOMAS: You want to make a motion to give

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1 us time for discussion?

2 MR. VALE: Okay. I move that we -- the
3 regional council support alternative 3 with the deer standard
4 and guidelines being in place, and also the option 1 ...

5 MR. THOMAS: Now hold it -- hold it. Just
6 make it to adopt 3, and we'll include the other stuff in the
7 next ...

8 MR. VALE: Okay.

9 MR. THOMAS: Otherwise, it'll be a long
10 motion.

11 UNIDENTIFIED SPEAKER: Second.

12 MR. THOMAS: It's been moved and seconded.
13 Any discussion?

14 MR. VALE: In the discussion end of it, I'd
15 like to see the deer standard and guidelines incorporated in
16 to option 3 and the fish standard and guidelines incorporated
17 in -- that already takes in option 1, but I'd like to see that
18 -- those options throughout the -- throughout the Tongass, and
19 not only on the 20 percent that are most valuable fish
20 streams. In addition to that, on the beach fringe, I'd like
21 to see the thousand foot buffers. Also I'd like to see beyond
22 the buffers an area - what would you call it - where you have
23 a, you know the clear-cut wouldn't start there, you'd have
24 like a special management area that would lead into that
25 buffer that would help prevent blow-down and keep those --
26 keep those intact.

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1 MR. THOMAS: What's it called?

2 UNIDENTIFIED SPEAKER: Wind firm boundaries.

3 MR. VALE: Yeah, and incorporate in wind firm
4 boundaries on buffers and -- and I think I had some more
5 there, but I've got to remember [indisc.--simult. speech]

6 MR. THOMAS: While it's coming back, are you
7 guys asking for recognition?

8 MS. PHILLIPS: Do they know how wide a buffer
9 has to be before you don't have the blow-down effect?

10 UNIDENTIFIED SPEAKER: We've been doing buffer
11 studies now for quite a -- well, I think this is the third
12 year. And we really don't know for sure yet. When I talk
13 about stream buffers, there are some locations basically it
14 requires -- really it requires someone to go out on the ground
15 and look at the condition on the grounds. If they see natural
16 blow-downs occurring pretty frequently, they know they're in a
17 really high risk area where they have a lot of wind [indisc.].
18 So in that case, the thought was that if you really didn't
19 want to suffer blow-down next to the streams, it would
20 probably not -- that wind firm buffer would be another no
21 harvest buffer. You would just realize that that would start
22 to blow down and hopefully it would stabilize before it hit
23 the main buffer. There are other areas where we can go in and
24 do a partial cut [indisc.] particularly pull out the big
25 spruce, the big trees, the big spruce and hemlock,
26 particularly the big hemlock, because they snap off and blow

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1 down more regularly, so it's really variable depending on on-
2 site conditions, on specific conditions. We don't have any
3 good answers yet. The rest of the story is though that some
4 of our watershed scientists believe that even if they do blow
5 down -- even if the trees blow down into the stream, that
6 that's probably better in the long run than clear-cutting the
7 stream. But then, there's a wide variety of opinion on that
8 subject.

9 MR. THOMAS: If it's natural, it's got to be
10 better.

11 UNIDENTIFIED SPEAKER: That's a feeling that a
12 lot of people share.

13 MR. THOMAS: 'Cause that's a subsistence
14 theory.

15 MR. SKAN: Mr. Chairman.

16 MR. THOMAS: [Indisc.].

17 MR. SKAN: On John's motion, I'd like included
18 the burial sites in our area from Control Lake to [Indisc.]
19 Bay, the burial sites, the village sites, and what else did I
20 have?

21 UNIDENTIFIED SPEAKER: Artifacts.

22 MR. SKAN: The artifact protection, and I do
23 it because they came in and stole my grandfather's killer
24 whale that a friend of his carved for him from Kake. And my
25 grandfather passed away in 1969, and they still stole it off
26 the grave site right in Klawock, and we don't have any -- they

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1 say we have [indisc.] all that stuff, but you know. Then it's
2 in the book somewhere but nobody has ever answered our
3 concerns.

4 MR. THOMAS: And the thieves don't read the
5 book.

6 MR. SKAN: Yeah. And I'd also like to have
7 the 11 Mile area removed from the list of proposed logging
8 area that the Forest Service is still [indisc.] as part of
9 this motion as it's our property.

10 MS. WILSON: Mr. Chairman, I call for the
11 question. I think we should deal with all these amendments or
12 these changes in another motion. We should pass this motion
13 that we accept alternative 3 with amendments, maybe.

14 MR. THOMAS: Well, if you're going to have
15 amendments to the motion, they need to be included in the
16 motion. That way the motion will be adopted as amended.

17 MS. GARZA: Well, we could do it with
18 concurrence.

19 MR. SKAN: Yeah, mine's a friendly amendment.

20 MS. GARZA: If there's no objection, then
21 we'll just add it. If there's not objection, then we'll just
22 add it and then vote on it in the end.

23 MR. THOMAS: Yeah.

24 MS. GARZA: If that's okay. I think that'll
25 just make it ...

26 MR. THOMAS: We'll just -- we're not going to

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1 stick so close to formalities that we'll handcuff ourselves,
2 but we will keep some order, and if it gets cumbersome for us,
3 we'll design it to make it easier and more effective for
4 ourselves. We're going to go by the Klukwan ruling. With
5 that, John and Vicki and Dolly and ...

6 MR. VALE: Okay, Mr. Chairman, one comment
7 regarding alternative 3 that I wanted to make and I didn't.
8 One reason for its selection is that it includes the habitat
9 conservation area which I feel is a very strong and effective
10 tool to maintain wildlife species across the forests. And
11 that's another reason for selecting alternative 3. And the
12 response to Dewey's statement there, Dewey, I fully support
13 one hundred percent what it is you want to do in that area
14 there, but that's a site specific area, and we're dealing with
15 a regional plan here, and I feel it's inappropriate.

16 MR. SKAN: I hate for telling you that we're
17 part of the region.

18 MR. VALE: And I don't mind at all dealing
19 with it separately and today for that matter.

20 MR. SKAN: Yeah. Yeah, because the area I'm
21 speaking of, Mr. Chairman, has habitat.

22 MR. THOMAS: Yeah. Yeah. No, no, Dewey ...

23 MR. SKAN: There's seaweed, there's Duck Creek
24 there, there's deer, there's bear, there's sea cucumbers and
25 gumboots of ...

26 MR. THOMAS: This is a regional motion and a

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1 regional consideration, and that's part of the region. That's
2 true.

3 UNIDENTIFIED SPEAKER: Thank you, John.

4 MR. THOMAS: Vicki.

5 MS. LACORNU: I just wanted to make sure that
6 it was inclusive for my part of the country.

7 MR. THOMAS: Yes, it is. From Yakutat to
8 [Indisc.]. Dolly.

9
10 MS. GARZA: I think that what I would like to
11 see, and I'm just proposing this is that we support option 3
12 as a resolution, whereas option 3 provides old growth
13 preserves, whereas option 3, you know, has -- option 1 as a
14 riparian habitat protection, et cetera, et cetera, but I think
15 that we also need to include a letter of transmittal, and in
16 the letter of transmittal, I think that we need to include
17 several things we've discussed. One is that there should be a
18 LUD customary and traditional use designation, period. Two,
19 that there should be goals and objectives for customary and
20 traditional protection. We were told yesterday that those
21 things do not exist, and that should be part of this plan.
22 The other thing we need to include in the letter of
23 transmittal is the issue of private lands and deer hunting.
24 On Prince of Wales, there's an incredible amount of private
25 lands, and the deer population is certainly impacted by that
26 harvesting. The burial sites, you know some of these issues,

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1 I think, could be addressed in the letter as well as in the
2 resolution. And also, I think that I would like to see us
3 saying something that we don't support extending the comment
4 period, because strategically I don't think that would benefit
5 us.

6 MR. THOMAS: If there's no objection, I'd like
7 to call for the question just for the sake of adopting that
8 motion to get it on record. Anything that we come up with
9 conclusively can be attached to that. Does that sound
10 workable to everybody? Will somebody call for the question?

11 UNIDENTIFIED SPEAKER: Question.

12 MR. THOMAS: The question has been called for.
13 All those in favor, say aye.

14 NUMEROUS SPEAKERS: Aye.

15 MR. THOMAS: Opposed, same sign. Motion
16 carries. That'll give us a little more latitude with our
17 discussion whenever we come up with that we want to endorse,
18 we can attach to that. And I like your idea of the resolution
19 and the letter.

20 MR. VALE: Excellent suggestion, Dolly.

21 UNIDENTIFIED SPEAKER: So we do that
22 resolution based on the components under option 3 because of
23 old growth reserves.

24 UNIDENTIFIED SPEAKER: [Indisc.].

25 MR. THOMAS: You don't have a motion?

26 UNIDENTIFIED SPEAKER: No, we already had a

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1 motion.

2 MS. GARZA: Will just be transmitted as a
3 resolution.

4 MR. THOMAS: Yes. Yes.

5 MS. GARZA: So I guess -- we had talked
6 earlier that -- that we would work on writing the letter?
7 Okay. And so I'm asking you were there anythings that I
8 forgot under the letter of transmittal that wouldn't
9 necessarily be part of the resolution? [Indisc.] customary --
10 let me just read them again.

11 UNIDENTIFIED SPEAKER: Okay.

12 MS. GARZA: The LUD customary and traditional
13 use designation, the need for goals and objectives for
14 customary and traditional protection as part of the [indisc.],
15 the issue of the impacts of harvesting on private lands on the
16 deer population, the protection of burial sites, and ...

17 MR. SKAN: Old totems, and -- yeah, village
18 sites, I guess.

19 UNIDENTIFIED SPEAKER: Heritage resources.

20 MS. GARZA: Heritage resources, and that we
21 don't support extending the comment period. Gabrielle?

22 MR. GEORGE: Sorry, I was talking to John. I
23 think the information that she's included probably covered,
24 but what I wanted to say or ask is in terms of the council and
25 its stand on [indisc.] and standing behind an option. Is --
26 how do we, as council, address the effects of that option on

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1 subsistence resources use today, tomorrow and in the future,
2 and how do we address it in terms of the subsistence users?

3 MR. THOMAS: In Craig, and in Wrangell, in
4 Hoonah, there were a couple of -- each one of those times,
5 we've expanded our involvement to members outside the council
6 that included the different agencies. Is there any objection
7 to allowing that to happen this time?

8 MS. GARZA: I don't understand the question.

9 MR. THOMAS: When we [indisc.] different
10 letters, we had people from the state, people from the Forest
11 Service. Everybody got combined and then I signed -- it came
12 from the council, but there also was a lot of new language and
13 in construction -- constructing language. I would like to
14 invite them and we can do with it as we [indisc.] that input
15 that we get.

16 MR. GEORGE: Mr. Chairman, the reason why I
17 ask is that, you know, we are given some information. For
18 example, the Sitka, I think Dolly asked a question about why
19 is, you know, looking at Sitka in terms of deer hunting and
20 the effect of timber harvesting and all in that area in the
21 future. And they looked a hundred years down in the future,
22 and it looked like it was -- I forget what the specific
23 percentage was, but it would have been decreased, you know, by
24 a significant amount. And if we are endorsing option 3, and
25 the effects it would have on subsistence users on specific
26 areas, do we know we're endorsing that specific action for

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1 those people and how are we going to handle that is my
2 question to the council and to our staff.

3 MR. THOMAS: Great. Hopefully, that's ...

4 MR. GEORGE: We need to know that answer
5 before we -- you know, even though we've endorsed that, we
6 need to know what we've endorsed and the effects it would have
7 on subsistence resource use and the users in different areas.
8 And I know it's a regional plan, but it affects people in
9 specific areas and it does talk to specific areas in the
10 region. So when we look at different levels of planning,
11 we're talking -- you know, we've mentioned a specific area and
12 say, well, that's different planning -- type of planning. Yes
13 and no. It's like talking about harvesting trees. If we
14 harvest one tree, that's one specific -- you know, we harvest
15 [indisc.] that's another specific plan process so we have a
16 harvest of all the -- if you look at the Tongass as a whole,
17 that's a different planning process, but it still affects
18 specific areas, so that's what I'm concerned about.

19 MR. THOMAS: I think you're still [indisc.]
20 about the state scheme. We've been able to get away from that
21 in this forum.

22 MS. GARZA: But I -- I think that we could put
23 that in the whereas clauses, you know, provided that our
24 endorsement of option 3 does not legitimize the Forest
25 Service's interest in logging in a particular area that may
26 have an impact on the local community ... [tape ends mid-

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1 speech] ... kind of talked about was, you know, where are
2 these 278 million board feet going to come from? I mean,
3 everyone who has subsistence interest is going to say, not
4 from my town.

5 UNIDENTIFIED SPEAKER: Right.

6 MS. GARZA: You know, the same thing like the
7 Ketchikan thing. And so it is quite difficult because I would
8 like to see where -- what the harvest in the Sitka area will
9 be before then. And so -- but I think we can address it just
10 by just saying ...

11 UNIDENTIFIED SPEAKER: [Indisc.].

12 MR. THOMAS: John.

13 MR. VALE: In answer to Gabe's question, which
14 is a very good question, I believe our endorsement of the deer
15 standards and guidelines and the -- the fisheries standard and
16 guidelines go a long ways in protecting those subsistence
17 uses, and in addition to that, I personally recognized that we
18 have standards and guidelines for subsistence in the plan, and
19 we have the 810 process, and those -- that requires that, you
20 know, the least amount of land necessary for the withdrawal
21 purpose -- the least amount of impact on subsistence. I know
22 I haven't got the exact wording, but 810 requires that, and so
23 with the standard and guidelines that are in the plan, in
24 addition to the other things that we recommended, I feel that
25 we've done -- we've answered many of those questions while
26 recognizing that timber harvest activities are still going to

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1 have impacts.

2 MS. RUDOLPH: Mr. Chairman.

3 MR. THOMAS: Mary.

4 MS. RUDOLPH: The only thing I have problems
5 with is I look at the study of 1992, and I know they've tried
6 to compile everything, and I've gone over, read over, and like
7 Gabrielle said, it should be a big concern. One of the
8 persons I think of today as I -- we sit here and talk is when
9 Hank Newhouse talked with us and told us how vital and how
10 important this is going to affect us. And it's -- anytime I
11 see there's no guarantees or I believe or however, that grabs
12 my attention. And we've sent men to the moon, we've sent them
13 around all over, and I would specifically want -- I don't want
14 to see here or see no guarantees because I have twelve
15 grandchildren, and my oldest one asked me not too long ago,
16 she said, how do you feel about what you -- you guys have done
17 to our land? And that kind of struck a sour note with me.
18 And I explained to her what I was doing right now, why I'm
19 involved with what I am involved in. So for my oldest
20 granddaughter to be asking me that question, to understand
21 that there's more at stake than what we're doing right now, I
22 don't think we -- I've gone over the papers, and without --
23 without subsistence, there is no logs. Without logs, there is
24 no people anymore for us indigenous people. And it's very,
25 very -- I'm not able to -- I've gone over and tried to
26 understand all of this and I've listened to everyone talk

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1 intensely and I'm just -- the thing that pops out so big is
2 the however, or I believe, or there's no guarantees. We have
3 to have guarantees. We have to have something. We have to
4 have a total guarantee and [indisc.]. You know, we had the
5 state talk with us the other day, and talk of the -- the
6 different things that federal is doing that wasn't going with
7 ANILCA. And I see the same thing happening with the state
8 where the state isn't following ANILCA. So -- it's -- the
9 deer and the different things that we're addressing today.
10 It's kind of mind boggling and also kind of frightening,
11 because this is the future of our people.

12 MR. THOMAS: Dewey.

13 MR. SKAN: Mr. Chairman, speaking of site
14 specific, if you remember correctly, during the general
15 assembly of Tlingit and Haida, and there are five landless
16 native communities out there, and they want land from
17 somewhere. And the Hydaburg people there in the general
18 assembly have already come out in opposition to any more
19 encroachment in their customary and traditional areas, you
20 know, so I think you better start paying attention to site
21 specific because, you know, if that legislation passes, you
22 know, then it's going to get worse.

23 MS. WILSON: Mr. Chairman.

24 MR. THOMAS: Marilyn.

25 MS. WILSON: I was just listening to what Mary
26 was saying that we have no guarantees like I heard Wanda

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1 [Indisc.] mention that the Forest Service was supposed to cut
2 the road access to those old logging areas, and it hasn't been
3 done yet. And to me that's non-compliance of our subsistence
4 protection. So I'd like to see something done about that.
5 They're having a tough enough time over there protecting the
6 deer habitat, and I think we need to make sure things like
7 this are done. That's why we're here.

8 MR. THOMAS: Right. Again, that's
9 enforcement, see? John.

10 MS. WILSON: At least put our two cents in.

11 MR. THOMAS: [Indisc.]. Those are good points
12 and we're not ignoring them, and we'll keep harping on it
13 until we -- until they give us one indication or block it out,
14 because you're right. Two years ago they said, these accesses
15 will be blocked except for [indisc.] land, told us how they
16 were going to do it, what is going to be accessible, how
17 [indisc.] accessible, and [indisc.] said was going to happen
18 pretty quick. And I'm surprised as everybody else that it
19 didn't happen, so there's some good valid points brought up
20 here, whether you folks have been introduced to me before or
21 not.

22 MR. FELLER: Mr. Chairman.

23 MR. THOMAS: Mr. Feller.

24 MR. FELLER: Mr. Chairman, thank you. Yeah,
25 first I'd just respond to a little bit to what Dewey said
26 there on the landless since I'm a member of the landless, and

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1 I think Marilyn is. We -- we have pre-selected already, and
2 we did hear what Hydaburg said and we had our reports from the
3 Assembly, but Wrangell also has a C&T on the northeast corner
4 of Prince of Wales Island. We didn't select all our land
5 there or -- but that was the best volume area. But another
6 thing I'd like to mention too, is I was out of the room when
7 John had this motion brought forward about 3 here, and I do
8 like the K & C part, the [indisc.] because Point Baker and
9 Port Protection are part of my area too, and I think that
10 protects their water supply and they don't want logging there,
11 it's pretty clear. And also the part about option 1 on the
12 fisheries on the protection on the repairing. So that's all
13 the comments I have, Mr. Chairman. Thank you.

14 MR. THOMAS: Thank you. John.

15 MR. VALE: I just wanted to say that I thought
16 about that motion. It's not my first choice for how to deal
17 with this situation, but I brought it forward because to me
18 it's -- I view it whether or not it'll end up that way as an
19 achievable position. My first choice would have been to say
20 forget all those alternatives. Develop a subsistence LUD and
21 do it right from the -- do it right. And if it takes another
22 year to do so or two years to do it right, then let's do it
23 right. And that would have been my first choice. But
24 nonetheless, I feel that would have been a better way to go.
25 However, I also don't want to see this process delayed. I do
26 want to see it go forward at this time, and if we press the

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1 subsistence LUD again at this time, then it would have -- if
2 they accepted it, it would have to take another year or two of
3 process to get there. That's why I did come forward with that
4 motion.

5 MR. SKAN: I appreciate the motion, Mr.
6 Chairman.

7 MR. THOMAS: Appreciate what?

8 MR. SKAN: The motion by John because I
9 attached a rider to it.

10 MR. THOMAS: I appreciate the motion that
11 followed it, so ...

12 MS. GARZA: We're in a brain drain, Mr.
13 Chairman, even though you think you work us till 4:45, we do
14 need a short break.

15 MR. THOMAS: Well, that's [indisc.].

16 [Off record]

17 [On record]

18 MR. THOMAS: Okay, we need to kind of
19 summarize where we're at and to see if we're in a position to
20 where we can start crafting a document. Has anyone offered
21 from what you heard earlier -- did you want to include it in
22 the document? When Dolly gets back, I'll have her read it
23 again, what we're including in that document. Hi, Dolly.
24 [Indisc.]. Are we at a point that we can summarize what we've
25 discussed and what we can anticipate in the document that we
26 generate?

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1 MS. GARZA: Okay. So in the letter of
2 transmittal: that there needs to be a LUD designation for
3 customary traditional use. That it needs to include goals and
4 objectives for protecting customary and traditional use areas.
5 We need to discuss the impact of timber harvesting on private
6 land, the impacts that it has on deer populations, especially
7 in a couple areas, the burial and heritage sites needs
8 protection, the standard and guides for deer need to be
9 included. We don't support extending the comment period. And
10 the other two that I thought of after I listed this before was
11 that the impact that an increasing population will have on
12 demand -- the demand on the resource.

13 MR. THOMAS: Um-hum.

14 MS. GARZA: And that we need strong language
15 that we need guarantees and that we believe -- we generally
16 believe that option 3 is achievable; however, if it were our
17 preference, we would have started over and started with the
18 subsistence LUD designation or traditional and -- customary
19 and traditional use. And then -- so that would be the letter
20 of transmittal. And then the whereases, I think should
21 generally follow these components listed under option 3 that
22 we support the old growth, that we support the riparian option
23 1, that we support the -- you know, the beach fringe, that we
24 support the reduction in the average annual saw logs -
25 whatever that's called - quantity.

26 MR. THOMAS: Okay, I'm going to ask for --

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1 Gabe.

2 MR. GEORGE: Yeah, Mr. Chairman, I'd also like
3 to include in the letter that when designating subsistence as
4 a LUD that there also be a component of the planning tables so
5 that [indisc.] LUD for subsistence and [indisc.] component of
6 the complete plan so that it would affect the planning process
7 as a whole for Southeast.

8 MS. GARZA: And then I was writing down the
9 issues for the letter of transmittal, but I know that to the -
10 - to the motion that supported option 3, there were several
11 amendments to it, and I don't have those down, and I'm
12 assuming you do, [Indisc.].

13 UNIDENTIFIED SPEAKER: No guarantee.

14 MR. THOMAS: If we don't, the reporter should
15 have them.

16 MS. GARZA: Okay, so then it was option 3 and
17 deer standards ...

18 UNIDENTIFIED SPEAKER: [Indisc.] incorporated
19 fish as contained in [indisc.].

20 MR. VALE: The deer standards, as I read the
21 chart over there, are not included in option 3 or alternative
22 3, and the other one that I referred to was the fish standards
23 and guidelines which we're only applying to the largest most
24 productive rivers. Those should apply to all the watersheds
25 with anadromous fish -- with anadromous fish streams in them.

26 MS. GARZA: So you're saying that the areas --

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1 FHIP 1, 2 and 3 should have option 1, and all other anadromous
2 areas should have option 2. So then all anadromous streams
3 would have some wildlife protection.

4 MR. VALE: Yeah, all the watersheds with
5 anadromous streams in them, not just the most productive
6 rivers.

7 MS. GARZA: Right.

8 MR. VALE: Yeah. And the other one was that
9 the beach fringes be 1,000 feet and the wind firm -- designed
10 to be wind firm. And I -- I think I like the way -- this is
11 not an addition. This is just a comment on what you've got
12 there so far. And I think you phrased it correctly in that
13 it's our preference that a subsistence LUD be developed and
14 incorporated into the plan. And I guess I would perceive this
15 reluctantly supporting alternative 3 in the absence of that.
16 The only other thing I have, Mr. Chairman, and I'm wondering
17 if there's anybody from the public out there that would want
18 to address us on this.

19 MR. THOMAS: I'm trying to get to that.

20 MR. SKAN: Mr. Chairman.

21 MR. THOMAS: Dewey.

22 MR. SKAN: When does this become a formal
23 document?

24 MR. THOMAS: When I sign it.

25 MR. SKAN: When is that?

26 MR. THOMAS: After -- let's see -- after Dolly

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1 writes it.

2 MS. GARZA: Okay. So I guess the procedure I
3 see is that I'll work on my [indisc.] to Fred. Fred will get
4 it to you. I had -- like I saw Chris, the deer guy, leave and
5 he said he would be glad to help us with some language.

6 MR. THOMAS: Who?

7 MS. GARZA: Chris.

8 UNIDENTIFIED SPEAKER: Don't get emotional.
9 She said Chris is a dear guy to her.

10 MS. GARZA: We're going to meet later. And so
11 I guess the procedure would be, I think, that we would be able
12 to get some language from different people that would make it
13 stronger and then -- because we don't have a deadline until
14 July, do we?

15 MR. THOMAS: July?

16 UNIDENTIFIED SPEAKERS: July 26th.

17 MR. THOMAS: Fred.

18 MR. CLARK: If you wanted to develop the draft
19 and get it to me, I can help you tinker with it. Then one
20 option would be to send it out to all the council members to
21 review and okay, and then back to me, and then to Bill for
22 signature.

23 MS. GARZA: I think what we should do though,
24 if we approve it in concept is that the people who are out
25 fishing or out berry picking and they don't get it back, that
26 it's still going to go out.

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1 UNIDENTIFIED SPEAKER: [Indisc.] time
2 guidelines.

3 MR. SKAN: That's my point, Mr. Chairman.
4 We're discussing this full blast, but we don't have anything,
5 you know, formal adoption of a rough draft of this letter of
6 transmission, so that's what I was trying to get at I guess.

7 MR. THOMAS: If there's no objection -- if
8 there's no objection, the form we've established for this
9 document will remain intact until after we submit it. Any
10 objections?

11 UNIDENTIFIED SPEAKER: Will remain what?

12 MR. THOMAS: Remain intact. We're all going
13 to approve the intent of the document, rather than having to
14 get everybody together again or try to find everybody.
15 Because if people are out fishing, we can't get a hold of
16 them, that'll hold us up and we may not get it in.

17 UNIDENTIFIED SPEAKER: Don't become unraveled
18 is what he's saying.

19 MR. THOMAS: Trust me.

20 UNIDENTIFIED SPEAKER: Thank you, Mr.
21 Chairman.

22 MR. THOMAS: Okay, how about public comment?
23 Any public reactions or comments? Tim.

24 MR. BRISTOL: Yeah, do you need me to come up
25 to the microphone or ...

26 MR. THOMAS: Well, I don't think it's on, but

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1 you can come on up.

2 MR. BRISTOL: My name's Tim Bristol. I'm from
3 the Southeast Alaska Conservation Council. SEAC represents 15
4 volunteer citizen organizations and 12 communities throughout
5 the region. And protecting subsistence resources is part of
6 our bylaws, so it's something we take very seriously. SEAC
7 fully supports the whole -- the concept, the idea of a
8 subsistence LUD. It's a great idea. I'm basically coming
9 from the premise that a lot of the things that traditional
10 greenies have worried about, habitat, wildlife and things like
11 that, are taken care of if you take care of subsistence.
12 There's a thousand -- millennia of proof that Native people in
13 Southeast Alaska have taken great care of the resource. And I
14 think the whole idea of guarantees that Ms. Rudolph talked
15 about and Ms. Garza talked about a little bit is something you
16 really have to fight -- fight for, because right now, the
17 timber industry is really putting out a lot of information,
18 what I characterize as rhetoric, saying that we need to cut
19 more wood on this forest. We're going to see a piece of
20 legislation probably Friday from Senator Murkowski asking for
21 15 more years on the Ketchikan Pulp Company long-term
22 contract. And I guess it's a case of everything in this
23 forest is connected to everything else. When you look at
24 areas like 11 Mile that are going to get hit hard by logging
25 or Eight Fathom outside of Hoonah, the reason those areas are
26 going to be hit hard is because the Forest Service has to

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1 fulfill a guarantee to the timber industry, and that is to
2 provide them a certain volume of timber every year under the
3 50-year contract. This was a contract that was signed back in
4 the '50s, and I don't imagine you could hold Forest Service
5 employees here in this room directly responsible for a deal
6 that was cut back in the '50s, but the contract still is
7 there. And I think it's something that is going to have to be
8 talked about by all user groups in this forest and in the
9 years to come. I was at a public meeting in Ketchikan last
10 week, and they're advocating alternative 3 is what? 232
11 million board feet that are economically feasible. The timber
12 industry is advocating at least 420 million board feet, so
13 almost double. And they're also asking for an expansion of
14 the timber base to 2.2 million acres from the 1.7 they're at
15 right now. So there's going to be -- there's going to be a
16 lot of different conflicts coming up here in the near future.
17 And I guess that's just kind of the -- the points I wanted to
18 touch upon. And you know, SEAC stands behind subsistence and
19 we're willing to [indisc.] the law for places like 117 Mile.
20 I worked on, with a bunch of citizens, a citizens'
21 alternative. And Eight Fathom. And we're here to offer our
22 support. Thanks for giving me a chance to speak. If anybody
23 has any questions, I'd be happy to answer them.

24 MR. THOMAS: What is your overall reaction to
25 our discussion that we had coming up to this document?

26 MR. BRISTOL: I think it's a -- I think it's

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1 a, you know, a great idea.

2 MR. THOMAS: Well, did we leave anything out?
3 Did we not strengthen [indisc.] quite enough?

4 MR. BRISTOL: I think the thing that concerns
5 me is there wasn't much discussion of the 50-year contract and
6 now an extension of that contract. Fifteen more years is
7 basically looking at another two billion board feet of timber
8 coming off of this forest, so it's a lot more wood. And if
9 you look at environmental impact statements on the Ketchikan
10 management area, particularly subsistence is already in deep
11 trouble. And places like Eight Fathom on Hoonah are going to
12 be asked to supply timber to the Ketchikan Pulp Company down
13 in Ketchikan, so the impacts are spread over a wide area. And
14 another thing I thought was really interesting is anybody
15 who's spent any time on Prince of Wales knows that it's been
16 sacrificed for the industry essentially. But at the same
17 time, there's a growing movement in Ketchikan to protect areas
18 like Cleveland Peninsula and things like that, so it's kind of
19 this not in my backyard syndrome. And they've asked a lot of
20 other people to take the brunt of it -- the logging paying for
21 their benefits. And you know, not to say that we can't have a
22 certain level of timber jobs and I think that, you know, they
23 have a right to exist and things like that, but not at the
24 expense of subsistence. And maybe that's one area that --
25 that's my suggestion.

26 MR. THOMAS: Okay, we appreciate it.

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1 MS. GARZA: I can include something like that
2 in the letter.

3 MR. BRISTOL: Yeah, it's just that -- you
4 know, we are going to see legislation here asking for an
5 extension [indisc.] a lot more areas [indisc.]. Thanks.

6 MR. THOMAS: Just a couple points of interest.
7 When this contract was signed there were no hydraulics. The
8 only thing that operated by hydraulics at the time were the
9 beds on the dump trucks and the brakes. Everything else was
10 driven by cable or by other means of linkages. So technology
11 has really played a big part in this, and the technology has
12 offered them the capability of harvesting a lot more in the
13 same given period of time than what they negotiated. And now
14 they're trying to stretch that agreement to meet the
15 capabilities of technology of the resources, and the habitat
16 resources won't handle that. John.

17 MR. VALE: In regards to the extension to the
18 contracts, it's difficult for us to take any sort of action or
19 comment on that when nothing's on the table.

20 MR. BRISTOL: Right.

21 MR. VALE: You know, and so -- in the
22 [indisc.--simult. speech].

23 MR. BRISTOL: If there's legislation that's
24 introduced on Friday between the time you leave here and the
25 time that the final document is drafted, I don't know if
26 there's an opportunity for people to give feedback, but

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1 Senator Murkowski said last week he would be introducing it by
2 the end of this week [indisc.] Ketchikan. Thanks.

3 MR. THOMAS: Thank you, Tim. Anybody else
4 from the audience? Yes.

5 MR. SCHROEDER: Thank you, Mr. Chairman. I
6 don't have any comments. Yesterday when I briefed the council
7 I referred to a document that talks about ANILCA section 810,
8 it's a man who's been researching this for a number of years
9 and he's got -- also talked to Ken Thompson. I can leave a
10 copy of that with its 882 footnotes with Fred Clark. And if
11 you want copies for your own libraries to review, we can get
12 that to you. The only other thing I'd say is that, you know,
13 the Division of Subsistence in the state stands ready to work
14 with the council and help in any way we can. On timing, what
15 I've heard internally from Fish and Game is that we really
16 don't want to hit the July 26th deadline, and our internal
17 deadline is to have things pretty much done by the end of June
18 so the Forest Service can get trucking on getting an
19 alternative out perhaps [indisc.] and is kind of hoping to say
20 something about that.

21 MS. HOLFREY: Absolutely. I think it would be
22 a benefit to -- if you can to submit comments by early July so
23 we have more time to give detailed consideration to those and
24 fully consider them. Because we anticipate, and I think it
25 will be the strategy on the part of some to flood us with
26 comments right at the very close of the comment period. We're

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1 encouraging folks to submit comment early if at all possible.

2 MR. THOMAS: Thank you.

3 MR. SCHROEDER: And just a final on that, the
4 state comments will be ready for distribution sometime at the
5 end of June, and the Division of Subsistence will have various
6 research or work products before that time which wouldn't be
7 comments, [indisc.] so they'll be shared as they become
8 available.

9 MR. THOMAS: In the past, Rob, you have been
10 instrumental in offering us a lot of complimentary support and
11 a lot of language that we've -- not a lot of language that
12 we've put up, but whatever language we've put up in the past.
13 I was just wondering based on what you've heard this
14 afternoon, was there anything that was very obvious or evident
15 that you could offer that might compliment what our approach
16 is that we see as of now before we [indisc.] do you think
17 we're doing okay?

18 MR. SCHROEDER: Mr. Chairman, I think the
19 council kind of summed it up, in that there's [indisc.] you'd
20 like which would be possibly what John was talking about that
21 perhaps this plan should step back a couple years and consider
22 a subsistence land use designation and build in subsistence
23 from the start, and against that you have the political
24 reality that you want your comments to count and to be part of
25 the process, so I think you're on mark there. There may be
26 some way that you can include both your support for this

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1 alternative and to help the Forest Service in the future on
2 the way to deal with timing and 810 so that you could -- maybe
3 you can get your finger in both places [indisc.] places.

4 MR. THOMAS: Thank you.

5 MR. SCHROEDER: Just -- since I still have the
6 microphone here. There is the problem that, quite frankly,
7 there are the [indisc.] significant or restrict trigger
8 happens under all of these alternatives except the no-action
9 alternative, so what Gabe was saying is in fact true, that in
10 some way you're saying this level of effect is okay, and you
11 haven't had put before you what that level is, because it's
12 real hard to [indisc.] from the plan as it's written.
13 However, there clearly is detrimental effects to subsistence
14 uses from any of the action alternatives, and as you have more
15 action, you have more effect.

16 MR. THOMAS: Thank You. Harold.

17 MR. MARTIN: Thank you, Mr. Chairman. My name
18 is Harold Martin. I am the subsistence director for the
19 Central Council Tlingit and Haida Indian Tribes of Alaska.
20 The Central Council is a congressionally recognized Indian
21 tribe and has a membership of slightly over 21,000 enrollees.
22 I'm also president of Southeast [Indisc.] Subsistence
23 Commission. The commission is made up of 21 communities, 17
24 with elected commissioners on the local level and four
25 appointed by the [indisc.] organizations. Essentially, the
26 organizations are the ANB and ANS Grand Camps, the Sealaska

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1 Corporation, and the Central Council of Tlingit and Haida
2 Tribes of Alaska. My comments will be to subsistence and it
3 will probably echo most of the comments made already, but I
4 would like the planning team to hear my concerns -- or our
5 concerns. I feel that the planning team lacks Native
6 participation. In 1977 or '78, we were invited -- Mr.
7 Richards did [indisc.] invite us to the initial meeting on
8 picking out the planning appeal the first time around. And we
9 never heard any more from the Forest Service after that. And
10 in 1979 when the project was completed, a press release that
11 came out stated that the plans were made with Native
12 participation, which in fact, it was not. They mentioned
13 Richard [Indisc.] and I. And we looked at each other and
14 said, gee, wonder if we could use this in our resumè and
15 [indisc.] national plan. We're not done again. I think, you
16 know, the plan calls for land use designations and recreation,
17 tourism, fishing, but there's no land use designation for
18 subsistence. I think that this [indisc.] use area should be
19 identified. We prefer alternative 3, there's no actual
20 mention of subsistence as does alternative 2. It says similar
21 to alternative 2. I think alternative 3 should include a
22 subsistence provision. I think Section 810 ANILCA should be
23 incorporated into the plan. [Indisc.] states that it requires
24 an evaluation of the effects on national forest management on
25 subsistence users and alternatives to minimize adverse
26 impacts. The current plan is [indisc.] on subsistence uses.

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1 It is not considered a priority and it should be. [Indisc.]
2 subsistence. We would like [indisc.] that since ANILCA's a
3 federal law that this management plan is [indisc.] demanding
4 it become part of these provisions. Instead, we find out that
5 this plan is indeed a [indisc.] plan and not an action plan.
6 Therefore it does not require an 810 procedural requirement.
7 If this is so, I would like to see the justification. This
8 plan will determine what takes place or happens within or to
9 the Tongass National Forest in the next 10 to 15 years. That,
10 to me, is action. I am disturbed and disappointed that
11 subsistence is not a priority in this plan. I am more
12 comfortable when I see these things in writing. The question
13 was asked at the hearing in Juneau that said if logging is not
14 provided, where will we go? I logged for seven years. I
15 logged from 1968 to '74 for a [indisc.] out of Kake and
16 Hamilton Bay. At that time all the loggers came from
17 Washington and Oregon. They took our salmon; they took our
18 crab, plants, deer, berries and everything considered
19 subsistence. Then they all went south for the winter. Most
20 if not all of you here [indisc.] Forest Service, will move
21 south upon retirement. We have to live here. Alaska is our
22 home. Take this into consideration when you write that final
23 version. We will submit a formal comment [indisc.]. Thank
24 you, Mr. Chairman.

25 MR. THOMAS: Thank you. I can't see
26 everybody. Are you rushing -- rushing for the phone? Dolly.

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1 MS. GARZA: In terms of the timeline, Mr.
2 Chairman, I'm heading back to Sitka tonight, and I can start
3 working on this, like, tomorrow afternoon, so hopefully I can
4 get something back to Fred, like, mid-next week.

5 MR. THOMAS: You can't start on it in the
6 morning?

7 MS. GARZA: Doctor's appointment, and that's
8 why I'm going back. Do you want me to call them and tell
9 them?

10 MR. THOMAS: Okay. We appreciate all the time
11 and effort.

12 UNIDENTIFIED SPEAKER: I thought she was a
13 doctor.

14 MR. THOMAS: She was.

15 UNIDENTIFIED SPEAKER: Or is, I mean.

16 MR. THOMAS: That's why it's a doctor's
17 appointment. John.

18 MR. VALE: Yeah, Mr. Chairman, I -- just a
19 comment regarding site specific actions that will take place
20 as a result of the forest plan. You -- most of you I imagine,
21 just like myself, have gotten these documents in the mail for
22 the specific timber programs like the one that Dewey's been
23 referring to in Port Houghton and other places.

24 UNIDENTIFIED SPEAKER: Houghton. Houghton.

25 MR. VALE: I've gone through -- I didn't know
26 how to pronounce that -- how do you?

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1 VARIOUS SPEAKERS: Houghton. Next to
2 [Indisc.].

3 MR. VALE: You know, it's fine to get those
4 and to look at them. It's fine to get those and look at them,
5 but, you know, in the mail, but we only meet most of the time
6 twice a year, and according to the document, we're to be
7 consulted on these actions. And my request is to -- in
8 speaking to Ken primarily here I guess in that when these
9 timber site specific proposals are put forward, I'd very much
10 appreciate if that they be timed so that we have an
11 opportunity to review them and make comments during our normal
12 meeting schedule, which is usually one fall, one spring
13 meeting. And some of these have been available at that time
14 and we haven't addressed them, but that's -- that's going to
15 be our opportunity in the future to make sure that concerns
16 such as Dewey has had here are adequately addressed and so
17 this is just a statement that, you know, to the Forest Service
18 here that I'd appreciate it if, you know, make that effort.

19 MR. THOMAS: Okay, are there further comments
20 regarding TLMP?

21 MS. RUDOLPH: Mr. Chairman.

22 MR. THOMAS: Mary.

23 MS. RUDOLPH: I'd like to make a small
24 comment. I was listening to Bob when he talked about the 40
25 loggers at the meeting last night. I was hoping I'd be there
26 when they had the meeting, but you know, I was here. I -- on

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1 reading this, it says most residents are dependent on the
2 logging industry, live at the nearby camp, Whitestone Camp,
3 and they're the ones that were at the meeting last night with
4 two elders. And I've been at the bank when -- in November or
5 December, when all these loggers were withdrawing all their
6 savings for the year and went to the Lower 48, so it does not
7 build our economy in Hoonah. If you come out to Hoonah, you
8 know, we're still affected by no -- no good economy there.
9 And the same thing applies to our -- to the loggers. They're
10 the ones making the biggest protest, but leaving us with what
11 they're raping. So it -- to have them have a big issue and
12 have them put in there and not the indigenous people is a very
13 big concern. And they're the ones being able to buy land in
14 Hoonah so the land value has gotten kind of up so that our own
15 is not able to buy any land. So the -- to use that as the
16 economy build-up for us as residents of Hoonah. And the
17 biggest concern I have is the one he spoke of at Eight Fathom
18 Bight, and I've been yelling, fire, for quite awhile, and
19 again, too much response. So I just wanted to bring that up
20 on the logging and to mention I did want to be at that meeting
21 last night. And I think if we had stayed, one of the strong
22 advocates would have been Wanda, and she came in for this
23 celebration, so -- and she attended these meetings [tape ends
24 mid-speech] Thank you, Mr. Chairman.

25 MR. THOMAS: Thank you. That's a good point.
26 As big of an issue as subsistence is in Alaska, this is the

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1 most people I've seen at any forum that discusses subsistence.
2 In Ketchikan we had 350 people there. I was the only
3 subsistence advocate there. I didn't speak. There were other
4 people there that left before their time came up, so I knew
5 that I was going to be at this forum. Much of my voice comes
6 from this forum. But if you're being threatened, you're going
7 to be overpowered and taken over if you don't show some
8 resistance. The only way you can show resistance is to be
9 there physically and vocally to let the people know what your
10 positions are, where they're at, and why they are. So it's
11 not untypical, what happened in Hoonah, 40 loggers and two
12 elders. That's about the ratio you find all over Southeast.
13 It's appalling. But still you get to an Indian forum, and
14 everybody there, by golly, is standing on their grandmother's
15 grave and the heritage of their grandfathers; goes on and on
16 and on. But if you have a -- if somebody holds a Bingo game
17 now, the place would empty out and everybody would go to
18 Bingo, to Hell with subsistence. And we can't -- we can't
19 support that mentality. We have to be responsible. We have
20 to be accountable. Marilyn.

21 MS. WILSON: Mr. Chairman, I was just thinking
22 too that the timeline on when they have these hearings is not
23 very good. Like, the hearings, is that what they were,
24 hearings? Okay. In Hoonah, that's when about everybody was
25 leaving to come here to Juneau for the Celebration. And
26 that's been known for months and months back, even last year,

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1 when we're going to have this celebration. Now, why did they
2 have the hearings at this time when most of the subsistence
3 people are gone? So that's another thing to take into
4 consideration.

5 MR. THOMAS: Whatever it is, we've got to come
6 back and [indisc.]. For us to lodge complaints and
7 dissatisfaction is not going to pay very many dividends when
8 it's all gone. Any more input on TLMP? Vicki.

9 MS. LACORNU: I just wanted to comment on the
10 two -- there's -- I think there's two tiers, and I know they
11 considered, I think she said 32 communities and not all of
12 them are customary and traditional. I think, you know, we
13 need to look at the difference and use those tiers for and
14 draw the distinction between personal use consumption and
15 customary and traditional trade because that's where we have
16 our inherent rights. They're not dependent on anything the
17 federal government gives us. Those are inherent. Those are
18 supposedly protected by us.

19 MR. THOMAS: It has been so it can't be taken
20 away.

21 MS. LACORNU: Right. And I'd like to see the
22 distinction drawn between those communities by the Forest
23 Service.

24 MR. THOMAS: Okay. Further comments on TLMP?
25 Okay, that takes us into other new business. Our other new
26 business is here because of old business that happened

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1 yesterday. You guys all participated in drafting a letter.
2 It's all in front of you. Have you all had a chance to read
3 it? Dolly.

4 MS. GARZA: Okay. I have a very few suggested
5 changes. On page 1.

6 MR. THOMAS: Okay.

7 MS. GARZA: Item 3, subsistence fishing is an
8 inherent right. So we need to insert right and a customary
9 and traditional practice. Because you don't really have a
10 inherent customary and traditional practice, what's inherent
11 is the right. So that's just grammatic.

12 UNIDENTIFIED SPEAKER: Run that by me one more
13 time.

14 MS. GARZA: Okay, first page, third item.
15 It's the draft that Fred distributed this morning. So it's
16 dated June 5, 1996, statement and recommendation regarding
17 advance notice of proposal making. That was what we worked on
18 yesterday afternoon. Okay. So it says subsistence fishing is
19 an inherent, and insert right, and a customary and traditional
20 practice. Okay. On the second page, we had asked Bob
21 yesterday, and I think the proper place to stick it is under
22 subsistence fishing and federal management. It sort of talks
23 about our fish has historically been dominated by sport and
24 commercial and it is necessary to the spiritual well being. I
25 think in this section here is where we can put a little bit of
26 the information on our overall dependence on fish as opposed

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1 to just deer, where we could put something about 95 percent of
2 the harvest -- subsistence harvest is for fisheries sources or
3 whatever. And I think we could get that from Division of
4 Subsistence, right? You promised yesterday.

5 UNIDENTIFIED SPEAKER: This was fisheries
6 resources. I made a note on that.

7 MS. GARZA: Right. Right. So I'm just saying
8 that in the draft letter that we're drafting for the proposed
9 rulemaking, there's a section where we could put in some of
10 the data that we could get from you. And I think we could
11 leave it open depending on what we get from him, but I think
12 it would be good to put something in there so that the federal
13 subsistence board understands, you know, that Southeast has a
14 far greater dependence on fishery resources than, say, the
15 northwest where they have caribou and whales and other
16 resources. Those are my only two comments.

17 MR. THOMAS: Would we like to include whales
18 in ours?

19 MS. GARZA: We could.

20 UNIDENTIFIED SPEAKER: No.

21 MR. SKAN: What about porpoise?

22 MR. THOMAS: Okay, anything further on TLMP?
23 If that's -- if there's no more input on that, then I think we
24 will vote to ratify this to have ready for signature. John.

25 MR. VALE: Mr. Chairman, I move to adopt with
26 the noted changes that Dolly had there.

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1 MR. THOMAS: You heard the motion; is there a
2 second?
3 MR. GEORGE: Second.
4 MR. THOMAS: It's been moved and seconded.
5 Discussion.
6 UNIDENTIFIED SPEAKER: Call for the question.
7 MR. THOMAS: Question's been called for. All
8 those in favor, signify by saying aye.
9 VARIOUS SPEAKERS: Aye.
10 MR. THOMAS: Those opposed, same sign. Motion
11 is carried; the letter's been ratified. Okay, I think this --
12 is there any other new business to come before the council?
13 Seeing none, hearing none, -- I've been watching Gavel to
14 Gavel.
15 UNIDENTIFIED SPEAKER: Gee, I was watching;
16 they didn't do nothing.
17 MR. THOMAS: [Indisc.] majority speaker.
18 MS. GARZA: The other thing was when -- what
19 we talked about yesterday, and that was that I'll draft a sea
20 otter letter. We support co-management; we support Southeast
21 subsistence [indisc.--simult. speech].
22 MR. THOMAS: And Juneau's position?
23 MS. GARZA: Well, that would be another
24 letter. Right? Juneau would be one letter; sea otter would
25 be another letter.
26 MR. THOMAS: Yeah.

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1 MS. GARZA: But I think we've approved those
2 in concept so we can just get them done and get on with it.

3 MR. THOMAS: Then that's going to mean a
4 budget item for a pen so that I can sign with different pens.
5 Okay, thank you. Anything else for new business? Hearing
6 none ...

7 MR. GEORGE: I have, Mr. Chairman, only one
8 other thing. We heard some public testimony today regarding
9 some subsistence activities and I was hoping that we'd get
10 more information on that case that was going on in the Hoonah
11 area and take it up at our next board meeting. I know that
12 this isn't a board meeting pertaining to subsistence proposals
13 and changes, but we heard some public testimony, I hope it's
14 on record, and I hope we can take it up and ask that person to
15 come back and come up with a proposal addressing that resource
16 use.

17 MR. THOMAS: Right. If they come to us with
18 some ambition, [indisc.].

19 MR. GEORGE: What I'm saying is that we heard
20 some testimony today, and I hope we have a record of that
21 testimony so that we can take it up whether they bring forth a
22 proposal or not.

23 MR. THOMAS: Okay. Harold.

24 MR. MARTIN: Mr. Chairman, if I may. I'd like
25 to make a request.

26 MR. THOMAS: Okay.

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1 MR. MARTIN: Dolly, when you draft that letter
2 on sea otters, I'd like -- would you share that with me? The
3 commission [indisc.] like to follow up on it and see if we
4 can't work together on it.

5 MS. GARZA: Um-hum.

6 MR. MARTIN: Thank you.

7 MR. THOMAS: We can work together like
8 [indisc.]. Okay. We'll take any public -- any closing
9 comments from the public. Anybody have any comments you'd
10 like to express? We're winding down now. We're getting ready
11 to go home. This is public.

12 MS. GARZA: I'm public.

13 MR. THOMAS: No, you're not. You're the madam
14 majority.

15 MS. GARZA: Do we know where we're going to
16 meet next time or approximately when or is this the time where
17 we might invite a ...

18 MR. GEORGE: Kake. We're meeting in Kake.

19 MS. GARZA: Okay. When's it Sitka's turn?

20 MR. THOMAS: We've been to Sitka one time.
21 They were too radical.

22 MS. GARZA: I was going to bribe you guys with
23 herring eggs and [indisc.] cockles.

24 UNIDENTIFIED SPEAKER: Too bad [Indisc.] is
25 not here. He'll have a salmon ham for us.

26 MR. THOMAS: Okay, starting with council

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1 comments. Starting with Klawock.

2 MR. SKAN: Mr. Chairman.

3 MR. THOMAS: Dewey.

4 MR. SKAN: I'd like to say that I enjoyed the
5 last two hours of positive action. I'm not one for
6 regulations and stuff. That's staff's job. We should be here
7 to implement policy and -- but I've enjoyed the last couple
8 days and, you know, enjoyed a lot of what John said and then
9 [Indisc.] came in with his stuff, even though he's logging on
10 our island, he's still welcome, but -- you know, the Klawock
11 people, we're people that've utilized the Southeast Native
12 Subsistence Commission and utilized Bob Schroeder and his
13 division. I never thought of it as utilized it, so you know,
14 we'd like to utilize all these entities, you know, to advance
15 the health and welfare of our people, and I enjoyed working
16 with this board too, so thank you very much.

17 MR. THOMAS: Thank you. Dolly.

18 MS. GARZA: Yes, I would like to first
19 apologize for having missed the last meeting. I know that,
20 you know, I've been working on my dissertation since November,
21 and that's been my priority, and I have neglected some of my
22 duties here, but I'm back.

23 MR. THOMAS: We're glad to have you here.
24 Vicki.

25 MS. LACORNU: Well, I just want to say I've
26 enjoyed working with everybody and I, you know, I still have a

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1 lot to learn and it's still my [indisc.] and like Dewey I want
2 to make quality changes. I don't want to be a regulator. And
3 those regulations are mostly restrictive in my view.

4 MR. THOMAS: Gabe.

5 MR. GEORGE: Yeah, a couple things. One is
6 that I really feel bad and I was going to bring it up in the
7 Kake meeting. But I really feel bad about some of the things
8 we did in Wrangell. And the things that we did were somewhat
9 restrictive to subsistence resource users. And we listened to
10 our staff, we listened to other people, and I think we did
11 wrong. I think our recommendations to make changes on -- that
12 further restricted subsistence resource users was absolutely
13 wrong. And it went over my head -- went past my head. I
14 don't know where I was in Wrangell, but I wasn't there when it
15 came to the specific proposals. And for that I apologize.
16 And I'd also like to say I'm going to keep my mind a little
17 bit more on the subsistence resource use business. And to my
18 brother from the south on POW [Prince of Wales], I'd like to
19 say that as Tlingit people, we're all here for a long time. I
20 know that there's some criticisms from -- people criticized
21 Angoon for protecting Admiralty and moving to POW, but you
22 know, we Tlingit people had Southeast Alaska; we had 19
23 million acres that we occupied and used, as a matter of fact,
24 a little bit more than that. I think we kind of went down to
25 Washington, Oregon and California and picked up some people
26 along the way and brought back to work for us, because they

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1 were non-Natives. But nonetheless, we used and occupied
2 Southeast and it's well documented, and there's encroachment,
3 yes, but Tlingit and Haidas and Tsimshians have been around
4 here for a long time. And yeah, we had our territories and
5 things also, but in terms of subsistence resource use, I'd
6 just like to state that I'm hoping that I focus on that issue
7 here, and I hope we all do, and I hope we all keep in mind
8 that the regulations, the proposals, the planning, it's our
9 business to make regulations or to make sure that subsistence
10 is taken care of and addressed and acknowledged. With that,
11 thank you.

12 MR. SKAN: Mr. Chairman.

13 MR. THOMAS: No apology required, because my
14 wife's a shareholder at Angoon. Keep those dividends coming.
15 Gentlemen, the minority from Wrangell.

16 MR. FELLER: Thank you, Mr. Chairman. Yeah, I
17 apologize for Senator Robin Taylor. Usually what he does is
18 [indisc.] contingencies from Ketchikan and when he [indisc.]
19 radical as Wrangell, but I didn't make it to the TLMP meetings
20 there. I was working at the hatchery, so I'm glad I had the
21 opportunity to come here and wear the subsistence robe with
22 you guys again and participate in the TLMP planning here. In
23 Wrangell, we've been timber based since probably when I was a
24 young boy and the Japanese ships start coming in there and we
25 just always had that money coming in from one or two sawmills,
26 and sometimes we'd work two jobs and stuff and never thought

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1 about the resources so much. I think I mentioned that in the
2 Hoonah meeting where my uncle, Mark Daily, would always harp
3 about protection areas around Eagle Creek, they should have
4 had them in place. And I heard recently, I think last summer
5 about loggers talking and they still think it doesn't hurt the
6 streams to drag logs across the gravel beds and such, the guys
7 from Oregon, so I'm glad we're able to have this special
8 meeting and that way follow through on what Hank Newhouse said
9 was important. So, thanks again.

10 MR. THOMAS: Thank you, John. John.

11 MR. VALE: Okay, I first would like to extend
12 my thanks to the Forest Service for funding this meeting here
13 and helping make it possible. And I'd like to let Bob know
14 that I have great appreciation for him and the Subsistence
15 Division and the good work that they're doing for all of us
16 here in Southeast, so keep it up, Bob, I really appreciate it.
17 And I really enjoyed working with all of you and getting to
18 know you. It's been a real pleasure. That's all I have to
19 say.

20 MR. THOMAS: Thank you. Marilyn.

21 MS. WILSON: Mr. Chairman. I can't top John
22 Feller. That was good. But I'm sorry I was late. I think --
23 it seems like we're all apologizing here, so I'll apologize
24 too for being late.

25 UNIDENTIFIED SPEAKER: We're playing a game.

26 MS. WILSON: I was busy being -- making my

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1 traditional hooligan oil and I think I got worn out, so I have
2 to confess I completely forgot about this meeting. At nine
3 o'clock in the morning I remembered, and I tried to get on the
4 noon plane and there was no room. And I only fly Haines Air,
5 so -- and I came as soon as I could. I'm glad to be here, and
6 it seems like I learn a little more every time. I think we
7 learned from the staff and we learned from each other. And I
8 thank the Forest Service for funding us.

9 MS. GARZA: Gee, if you brought us some
10 hooligan oil, we'd forgive you.

11 MS. RUDOLPH: I just want to thank Fred for
12 all the information, piles of information he's been getting to
13 us -- I've been doing a lot of reading, and also the Forest
14 Service for getting all the information to us. It's been a
15 lot of reading. I feel I'm a little more into what I'm
16 reading, and I think the day I feel we've accomplished
17 something is when we see more of our Native people in the
18 audience knowing what we're talking about and knowing the
19 different things they can fight on and what is theirs. Like
20 Dolly said, our inherent rights, or Vicki said. I think that
21 it's going to be quite an accomplishment for each of us if we
22 can get more of our Native participation so that they're aware
23 of what we're doing and why we're trying to do it. But for me
24 right now, I've learned a lot just working with this -- all
25 these good council members. I've enjoyed the humor, the
26 seriousness, the input, the facts of everything, and

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1 hopefully, I can go back with a positive attitude and try to
2 get our people to look at some of the things we've done. Like
3 I said, the meeting last time was disappointing to hear the
4 amount of our Native people that were participating. But I
5 would like to also thank the federal -- the Forest Service for
6 getting the funds together to get us to this emergency
7 meeting. And thank you.

8 MR. THOMAS: Thank you. Agencies. Steve.

9 STEVE: Well, again, it's a pleasure working
10 with you all. I kind of feel I used up my microphone time.

11 MR. THOMAS: And we do too.

12 STEVE: [Indisc.] I'll be real short. You
13 know, I look around and I see people I've known for years and
14 I hope we continue to have things that are important to us
15 [indisc.], and I think we're getting someplace. So I
16 [indisc.] trouble [indisc.]. I think somethings are looking
17 pretty good.

18 MR. THOMAS: Okay, thank you. SEAC.

19 MR. BRISTOL: Thanks for the opportunity. And
20 we'll keep [indisc.] subsistence interests in mind in
21 everything we advocate.

22 MR. THOMAS: Thank you. Forest Service.

23 UNIDENTIFIED SPEAKER: Bill, you run a good
24 ship. I guess I'd say that you hear more than enough from
25 Fred who represents the Forest Service and the federal
26 subsistence program. We'll see you [indisc.].

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1 MR. THOMAS: Okay. Do you have any comments?

2 UNIDENTIFIED SPEAKER: Well, I just really
3 appreciate meeting all of you and I hope to learn more about
4 subsistence and take your concerns into consideration
5 [indisc.].

6 MR. THOMAS: [Indisc.] Harold [indisc.].

7 MR. MARTIN: Thank you, Mr. Chairman. I
8 enjoyed the meeting in Wrangell, and I enjoyed listening
9 tremendously. I think Bill runs a very tight ship. I think
10 it's the hair cut that does it.

11 MS. GARZA: See? I'm going to get mine styled
12 like that.

13 MR. THOMAS: Okay, thank you. Fred.

14 MR. CLARK: I wanted to thank Dolly for making
15 just enough corrections on this that I have to print it out
16 again. I think that you really -- at this meeting you really
17 took a good look at the issues at hand, keeping in mind that
18 TLMP is the picture of subsistence in Southeast Alaska in the
19 future. It heartens me to see that a group of people who
20 operate on a volunteer basis like this put so much time, so
21 much effort, and so much heart into taking the time to do
22 this. It -- it really brings out how important the issues are
23 that we deal with. I just wanted to congratulate you on a
24 really good job.

25 MR. THOMAS: Thank you. Well, like all of you
26 have said, it's always encouraging for me to be at these

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1 meetings and to watch all of you in action again. I've always
2 admired working with you folks. With regards to Gabe's
3 concern in Wrangell, I don't know how much wrong was actually
4 done. You could be right, and if you are, we'll support that.
5 In any case, we're a new -- we're a new scheme. We're the
6 first of a new approach, mistakes are going to be made, and
7 we're going to have to learn by those. And the two things
8 that we do with mistakes is we don't repeat them and we
9 correct them. And I appreciate you pointing out your
10 observations around that. And we'd appreciate it if you would
11 be alert at these meetings, and not bring it up when [indisc.]
12 in the room. Thanks to Fred and his vision -- and his wisdom
13 for [indisc.] inquiring to see if we should even have these
14 meetings. And once we decided to have these meetings, he
15 said, well, now we've got to find funding. So he went out
16 soliciting and was able to gather up enough support to fund
17 this, and he did so with a style that drew interest enough to
18 where our sponsors were even very supportive of the idea. And
19 I appreciate that, and I expect [indisc.] that they had the
20 confidence that this would be dollars that would be well
21 spent. I think they were. I want to thank the presenter from
22 the Forest Service that carried all these visual aids down
23 here. I know how cumbersome that is to get from one point to
24 another, but I notice they're reinforced pretty well. They
25 got tape around the holes and plastics are [indisc.] and this
26 kind of thing, but it shows they're in good use. But it takes

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1 all of that, nowadays, for us to be able to do good things. I
2 think we did that. I think we did that today, and my thanks
3 to everybody here. Thank you for your support, and keep your
4 head up and your chin high, and we'll look forward to doing
5 some more good things. With that, I will entertain a motion
6 to adjourn.

7 MR. SKAN: So move.

8 MR. GEORGE: Second.

9 MR. THOMAS: It's been moved and seconded.

10 Question? All those in favor, say aye.

11 VARIOUS SPEAKERS: Aye.

12 MR. THOMAS: We'll see you guys in September
13 in Kake.

14 UNIDENTIFIED SPEAKER: October.

15 MR. THOMAS: September 20 -- October --
16 Herman, [Indisc.] got a three-week window that he'll be
17 available that takes him into early October, right?

18 UNIDENTIFIED SPEAKER: October 5th.

19 [Off Record]

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TRANSCRIPT OF
SPECIAL MEETING OF
SOUTHEAST ALASKA FEDERAL SUBSISTENCE
REGIONAL ADVISORY COUNCIL

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June 5, 1996
Juneau City Council Chambers

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FIRST JUDICIAL DISTRICT)

Alaska Business Exchange

326 4th Street, Suite B, JUNEAU, ALASKA 99801

(907) 586-6846

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I, MARY FIORELLA, a Notary Public, duly commissioned and
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qualified in and for the State of Alaska, do hereby certify

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that the foregoing transcript of a special meeting of the
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Council, held June 5, 1996, was recorded and reduced to

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typewriting by me or someone under my direction.

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I further certify that the transcript consisting of pages

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1 to 58, both inclusive, is a full, true and correct

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transcript of the proceedings.

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I further certify that I am not a relative or employee of
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any of the parties, nor financially interested in the action.

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IN WITNESS WHEREOF, I have hereunto set my hand and
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affixed my notarial seal this 20th day of June, 1996.

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